

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SILVIA JENKINS,

Plaintiff,

v.

No.5:05-CV-1457
(S.J. Scullin)

ONONDAGA SHERIFFS' DEPT.,

Defendant,

APPEARANCES:

OF COUNSEL:

SILVIA JENKINS
Plaintiff, Pro Se

ANTHONY RIVIZZIGNO
Onondaga County Attorney

CAROL L. RHINEHART
Deputy County Attorney

FREDERICK J. SCULLIN, JR., S.J.:

DECISION AND ORDER

The above-captioned matter having been presented to me by the Report-Recommendation of Magistrate Judge Gustave J. DiBianco filed March 31, 2006, and the Court having reviewed the Report-Recommendation and the entire file in this matter, and no objections to said Report-Recommendation having been filed, it is hereby

ORDERED, that the Report-Recommendation of Magistrate Judge Gustave J. DiBianco filed March 31, 2006 is **ACCEPTED** in its

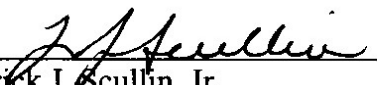
entirety, for the reasons stated therein; and it is further

ORDERED, that the complaint in this action is **DISMISSED**, and
it is further

ORDERED, that the Clerk of the Court is to enter judgment in
favor of the Defendant and close this case.

IT IS SO ORDERED.

DATED: April 25, 2006
Syracuse, New York



Frederick J. Scullin, Jr.
Senior United States District Court Judge